

PATENT Docket No. 391442004300

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Brenda Campbell

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of:

Ernest S.Y. WONG and Christen M. GIANDOMENICO

Serial No.:

09/678,595

Filing Date:

October 4, 2000

For:

PLATINUM COMPLEXES AS

ANTITUMOR AGENTS

Examiner: H. Liu

Group Art Unit: 1624

# AMENDMENT AND SUBMISSION OF ADDITIONAL

# INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §§ 1.97 AND 1.312

MS Issue Fee Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

Applicants submit copies of the references Nos. 1-4, 8 and 19-38 listed on the PTO Form 1449 (copy attached), originally filed May 7, 2002, in connection with the above-identified application.

Applicants would appreciate the Examiner initialing and returning the Form PTO-1449, originally filed May 7, 2002, indicating that the information has been considered and made of record herein, as discussed with Garee Haney on March 9, 2004.

Applicants believe the documents are in no way destructive to the patentability of the allowed claims. However, in the interest of completeness, they are submitted herewith.

In the unlikely event that the transmittal form is separated from this document and the Patent Office determines that an extension and/or other relief (such as payment of a fee under 37 C.F.R. §1.17(p)) is required, Applicants petition for any required relief including extensions of time and authorize the Commissioner to charge the cost of such petitions and/or other fees due in connection with the filing of this document to **Deposit Account No. 03-1952** referencing 391442004300. However, the Commissioner is not authorized to charge the cost of the issue fee to the Deposit Account.

Dated: March \_\_\_\_, 2004

Respectfully submitted,

By:

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PTO/SB/08 (2-92) Sheet 1 of 2

# Form PTO-1449

# INFORMATION DISCLOSURE CITATION IN AN APPLICATION

(Use several sheets if necessary)

Docket Number 391442004300

Application Number 09/678,595

Applicant

Ernest S.Y. WONG and Christen GIANDOMENICO

Filing Date October 4, 2000

Group Art Unit 1624

Mailing Date: May 9, 2002

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## U.S. PATENT DOCUMENTS

		A DENK	0.0.11	TEIT BECOMEN		1	
Examiner Initials	Ref. No.	Date	Document No.	Name	Class	Subclass	Filing Date If Appropriate
	1.	08/1985	4,533,502	Rochon et al.			
	2.	07/1988	4,760,155	Heffernan	556	136	
	3.	03/1993	5,194,645	Barnard	556	137	

## FOREIGN PATENT DOCUMENTS

Examiner Initials	Ref. No.	Date	Document No.	Country	Class	Subclass	Trans YES	lation NO
	4.	10/1984	2137198A	UK				
	5.	10/1988	EP 0287317	EPO	:			
	6.	03/1995	WO 95/07698	wo				
	7.	08/1996	EP 0727430	EPO				
	8.	09/2000	WO 00/56743	WIPO				
	9.	10/2000	WO 00/61590	WO				

## OTHER DOCUMENTS (including author, title, Date, Pertinent Pages, Etc.)

Examiner Initials	Ref. No.	Title
	10.	Bierbach, U. et al.(1999) Inorg Chem 38(15):3535-3542
	11.	Broomhead, J. et al. (1995) Inorg Chim Acta 240(1-2):13-17
	12.	Matthews, J. et al. (1996) Br J Cancer, Suppl., 74(27):s200-s203
	13.	Muir, M. et al. (1988) Inorg Chim Acta 151(3):209-213
	14.	Rochon, F. et al. (1991) Inorg Chem 30(24):4531-4535
	15.	Saudek, V. et al. (1985) J Inorg Biochem 23(1):55-72
	16.	Skov, K. et al. (1987) Chem-Biol Interact 62(2):117-129
	17.	Skov, K. et al. (1987) Radiat Res 112(2):273-282
	18.	Skov, K. et al. (1990) Int J Radiat Biol 57(5):947-958

**EXAMINER:** 

DATE CONSIDERED:

EXAMINER: Initial if citation considered, whether or not the citation conforms with MPEP 609. Draw a line through the citation if not in conformance and not considered. Include a copy of this form with next communication to applicant.

Form PTO-14	49	Docket Number 391442004300	Application Number 09/678,595				
INFORMA	ATION DISCLOSURE CITATION IN AN APPLICATION	,	Applicant  Ernest S.Y. WONG and Christen GIANDOMENICO				
OIPE	(Use several sheets if necessary)	Filing Date October 4, 2000	Group Art Unit 1624				
105	<b>\</b>	Mailing Date: May 9, 2002					
MAR 2 9 2004							
18 20. 20. 21.	Abrams et al., Inorg. Chim. Acta	(1987) 131:3-4					
CONDENSED.	Braddock et al., Chem. Biol. Inter	ractions (1975) 11:145-161					
21.	Courtot et al., J. Organometallic Chem. (1978) 145:343-357						
22.	Giandomenico et al., Inorg. Chem. (1995) 34:1015-1021						
23.	Holford et al., Anti-Cancer Drug Des. (1998) 13:1						
24.	Holford et al., Br. J. Cancer (1998) 77:366-373  Kelland et al., Cancer Res. (1992) 52:822						
25.							
26.	Kelland et al., Cancer Res. (1992)	Kelland et al., Cancer Res. (1992) 52:3857					
27.	Kelland et al., Cancer Res. (1993)	Kelland et al., Cancer Res. (1993) 53:2581					
28.	Kong and Rochon, Canadian J. Cl	Kong and Rochon, Canadian J. Chem. (1978) 56:441-445					
29.	Kong, PC. et al. (1978). "Reactions of Potassium Tetrachloroplatinate (11) with Pyridine Derivatives in Dimethylformamide and Synthesis of Potassium Trichloro(pyridine)platinum(11)," Chemical Abstracts 89(4): abstract No.35686.						
30.	Kong et al., Can. J. Chem. (1979)	57:682-684					
31.	Raynaud et al., Clin. Cancer Res. (1997) 3:2063-2074						
32.	Rochon, F.D. et al. (1988). "Synthesis and Studies of Platinum (II) Compounds of the Types K'Pt(amine)C13! and 'Pt(amine)(acetonitrile)C12!," Chemical Abstracts 108(24): abstract No.215224.						
33.	Rochon, F.D. et al., CAN J. CHE	Rochon, F.D. et al., CAN J. CHEM., 64:1894-1896 (1986)					
34.	Rochon, F.D. et al., CAN J. CHEM., 74:2121-2130 (1996)						
35.	Rochon, F.D. et al., CAN J. CHEM., 58: 97-101 (1980)						
36.	Rochon, F.D. et al., CAN J. CHE	Rochon, F.D. et al., CAN J. CHEM., 33:4485-4493 (1994)					
37.	Talman et al., Chemical Abstracts	(1997) 126(4):abstract No. 1944	33				
38.	Wong et al., Chem. Rev. (1999) 9	:2451-2466					
EXAMINER:	•	DATE CONSIDERED:					